

regulation governing the use of such terms on foods.

(f) “*Sugar free*,” and “*no added sugar*.” Criteria for the use of the terms “sugar free” and “no added sugar” are provided for in §101.60(c) of this chapter.

[58 FR 2430, Jan. 6, 1993]

§ 105.67 Label statement relating to food for use in the diet of diabetics.

(a) A food that purports to be represented for special dietary use because of usefulness in the diet of diabetics shall bear nutrition labeling in compliance with §101.9 of this chapter, unless exempt under that section, and the statement “Diabetics: This product may be useful in your diet on the advice of a physician. This food is not a reduced calorie food.” If the food is useful in maintaining or reducing calorie intake or body weight and labeled in conformity with §105.66, the last sentence may be eliminated.

(b) A food shall not be represented to be useful in the diets of diabetics if such representation is false or misleading.

(c) The term “diabetic,” “for diabetics,” “diabetes,” or the like, shall not be included as part of the name of any food, or otherwise be included on the labeling more prominently than the statement required by paragraph (a) of this section.

(d) The term “dietetic,” “diet,” or the like, shall not be included in the labeling of a food solely because of its possible usefulness in the diet of diabetics.

(e) A food shall not purport to be or be represented for special dietary use because of usefulness in the diet of diabetics solely by virtue of its being a food useful in reducing or maintaining caloric intake or body weight.

[43 FR 43259, Sept. 22, 1978]

§ 105.69 Foods used to regulate sodium intake.

If a food purports to be or is represented for special dietary use by man by reason of its use as a means of regulating the intake of sodium or salt (sodium chloride), the label shall bear either nutrition labeling or a statement of the number of milligrams of sodium

in a specified serving (portion) of such food, in conformance with the applicable provisions of §101.9 of this chapter.

[49 FR 15534, Apr. 18, 1984]

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PART 106—INFANT FORMULA QUALITY CONTROL PROCEDURES

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AUTHORITY: Secs. 201, 412, 701 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 350a, 371).

SOURCE: 47 FR 17025, Apr. 20, 1982, unless otherwise noted.

Subpart A—General Provisions

§ 106.1 Status and applicability of the quality control procedures regulation.

(a) The criteria set forth in §§106.20, 106.25, 106.30, 106.90, and 106.100 shall apply in determining whether an infant formula meets the safety, quality, and nutrient requirements of section 412 of the act and the requirements of regulations promulgated under section 412(a)(2) of the act.

(b) The failure to comply with any regulation set forth in §§106.20, 106.25, 106.30, 106.90, and 106.100 applicable to the manufacturing, processing, and packaging of an infant formula shall